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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2009-91

13 MARTHA A. JASIN
6075 Pickford Place
Los Angeles, CA 90035

A C C U S A T I O N

14 Registered Nurse License No. 672481

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Ruth Ann Terry, M.P.H., R.N. (Complainant) brings this Accusation
20 solely in her official capacity as the Executive Officer of the Board of Registered Nursing,
21 Department of Consumer Affairs.

22 2. On or about January 26, 2006, the Board of Registered Nursing (Board)
23 issued Registered Nurse License No. 672481 to Martha A. Jasin (Respondent). The Registered
24 Nurse License was in full force and effect at all times relevant to the charges brought herein and
25 will expire on June 30, 2009, unless renewed.

26 **JURISDICTION**

27 3. This Accusation is brought before the Board, under the authority of the
28 following laws. All section references are to the Business and Professions Code unless otherwise

1 indicated.

2 STATUTORY PROVISIONS

3 4. Section 2750 of the Business and Professions Code (Code) provides, in
4 pertinent part, that the Board may discipline any licensee, including a licensee holding a
5 temporary or an inactive license, for any reason provided in Article 3 (commencing with section
6 2750) of the Nursing Practice Act.

7 5. Section 2761 of the Code states:

8 "The board may take disciplinary action against a certified or licensed nurse or
9 deny an application for a certificate or license for any of the following:

10 "(a) Unprofessional conduct, which includes, but is not limited to, the following:

11

12 "(d) Violating or attempting to violate, directly or indirectly, or assisting in or
13 abetting the violating of, or conspiring to violate any provision or term of this chapter [the
14 Nursing Practice Act] or regulations adopted pursuant to it."

15 6. Section 2762 of the Code states:

16 "In addition to other acts constituting unprofessional conduct within the meaning
17 of this chapter [the Nursing Practice Act], it is unprofessional conduct for a person licensed
18 under this chapter to do any of the following:

19 "(a) Obtain or possess in violation of law, or prescribe, or except as directed by a
20 licensed physician and surgeon, dentist, or podiatrist administer to himself or herself, or furnish
21 or administer to another, any controlled substance as defined in Division 10 (commencing with
22 Section 11000) of the Health and Safety Code or any dangerous drug or dangerous device as
23 defined in Section 4022.

24 "(b) Use any controlled substance as defined in Division 10 (commencing with
25 Section 11000) of the Health and Safety Code, or any dangerous drug or dangerous device as
26 defined in Section 4022, or alcoholic beverages, to an extent or in a manner dangerous or
27 injurious to himself or herself, any other person, or the public or to the extent that such use
28 impairs his or her ability to conduct with safety to the public the practice authorized by his or her

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